

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI  
GREENVILLE DIVISION**

**UNITED STATES OF AMERICA,**

**VS.**

**CRIMINAL ACTION NO. 4:06CR124-P-D**

**CHARLES BARRETT MERRILL,**

**DEFENDANT.**

**ORDER**

This matter comes before the court upon Defendant Charles Barrett Merrill's Renewed Motion for Severance and Separate Trial Based Upon New Information [219]. After due consideration of the motion, the court finds that since the court will give the jury appropriate limiting instructions, the motion to sever should be denied.

**IT IS THEREFORE ORDERED AND ADJUDGED** that Defendant Charles Barrett Merrill's Renewed Motion for Severance and Separate Trial Based Upon New Information [219] is **DENIED**.

**SO ORDERED** this the 2<sup>nd</sup> day of September, A.D., 2009.

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/s/ W. Allen Pepper, Jr.  
W. ALLEN PEPPER, JR.  
UNITED STATES DISTRICT JUDGE